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DEPARTMENT OF WATER RESOURCES

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Attorney for Clear Springs Foods, Inc.

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF DISTRIBUTION OF
WATER TO WATER RIGHTS NOS. 3615501, 36-02551, AND 36-07694

NOTICE OF INTENT TO
REMAIN A PARTY.

Pursuant to the September 13, 2005, Order Regarding Party Status in the above captioned case, Clear Springs Foods, Inc. (Clear Springs), by and through its attorneys of record, Barker Rosholt & Simpson LLP, hereby affirms that it intends to remain a party to this case.

Respectfully submitted this 23 day of September, 2005.

John K. Simpson